

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC. PELVIC REPAIR  
SYSTEMS PRODUCTS LIABILITY  
LITIGATION

Master File No. 2:12-MD-02327  
MDL 2327

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ETHICON WAVE 13 CASES LISTED IN  
EXHIBIT A TO PLAINTIFFS' NOTICE OF  
ADOPTION

JOSEPH R. GOODWIN U.S. DISTRICT  
JUDGE

**NOTICE OF ADOPTION OF PRIOR DAUBERT RESPONSE REGARDING NICOLE  
FLEISCHMANN, M.D., FOR WAVE 13**

Plaintiffs have filed a Notice of Adoption [Dkt. 8929] in the Wave 13 cases identified in Exhibit A to their Notice, adopting their Wave 1 Motion to Exclude the Expert Testimony of Nicole Fleischmann, M.D., Dkts. 2050, 2051, and 2230.

Defendants hereby adopt and incorporate by reference their Wave 1 *Daubert* response [Dkt. 2159] for Wave 13. For the reasons stated in Defendants' Wave 1 briefing [Dkt. 2159], Plaintiffs' motion should be denied.

Respectfully submitted,

s/ William M. Gage

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**CERTIFICATE OF SERVICE**

I certify that on this date I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

*s/ William M. Gage*

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